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10 Attorneys for Defendant
11 DOUGLAS GREGORY EDWARDS

12
13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,) Case No. 2:20-CR-218-DAD
16 Plaintiff,)
17 vs.) **STIPULATION AND ORDER TO CONTINUE**
18 DOUGLAS GREGORY) **STATUS CONFERENCE AND EXCLUDE TIME**
19 EDWARDS,)
20 Defendant.)
21 Date: October 11, 2022
22 Time: 9:30 A.M.
23 Judge: Hon. Dale A. Drozd

24 IT IS HEREBY STIPULATED and agreed by and between United States Attorney Phillip
25 A. Talbert, through Assistant United States Attorney Samuel Stefanki, counsel for Plaintiff, and
26 Federal Defender Heather Williams, through Assistant Federal Defender Christina Sinha, counsel
for Mr. Edwards, that the status conference (currently set for October 11, 2022) may be continued
to **December 13, 2022 at 9:30 a.m.** The parties specifically stipulate as follows:

- 27 1. By prior stipulation, this matter was set for October 11, 2022. ECF No. 57.
- 28 2. By stipulation, the defense now moves to continue the status conference to
December 13, 2022 at 9:30 a.m.
3. The government has produced three productions of discovery, totaling
approximately 2,000 items of reports, audiovisual files, photographs, and other
documents.
4. As part of its investigation, the defense has *inter alia* gathered mental health

1 records; since the last continuance, has i) discussed this evidence with government
2 counsel to explore potential resolutions to the case and ii) has continued her
3 investigation, research, and trial preparation in this case. Defense counsel
4 represents that she requires additional time to investigate and research possible
5 defenses, research potential pretrial motions, consult with experts and her client,
6 explore potential resolutions to the case, and otherwise prepare for trial.

- 7 5. Defense counsel believes that failure to grant the requested continuance would deny
8 her the reasonable time necessary for effective preparation, taking into account the
9 exercise of due diligence. The defense anticipates that, on the December 2022 date,
10 the parties will know whether this case is resolving or being set for trial.
- 11 6. The government does not object to the continuance.
- 12 7. Therefore, the parties stipulate that the ends of justice served by granting the
13 continuance outweighs the best interest of the public and Mr. Edwards in a speedy
14 trial, and request the Court so to find.
- 15 8. For the purpose of computing time under 18 U.S.C. § 3161 *et seq.* (Speedy Trial
16 Act), the parties request that the time period between October 11, 2022 and
17 December 13, 2022, inclusive, be deemed excludable pursuant to 18 U.S.C. §
18 3161(h)(7)(B)(iv) (Local Code T4), because it would result from a continuance
19 granted by the Court at the defense's request, based on a finding that the ends of
20 justice served by granting the continuance outweighs the best interest of the public
21 and Mr. Edwards in a speedy trial.

22 The remainder of this page is intentionally blank. Signature blocks immediately follow.

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1 Respectfully submitted,

2 HEATHER E. WILLIAMS
Federal Defender

3 Date: October 4, 2022

4 /s/ Christina Sinha
CHRISTINA SINHA
5 Assistant Federal Defender
Attorneys for Defendant
DOUGLAS GREGORY EDWARDS

6
7 Date: October 4, 2022

8 PHILLIP A. TALBERT
United States Attorney

9 /s/ Samuel Stefanki
10 SAMUEL STEFANKI
11 Assistant United States Attorney
Atorneys for Plaintiff

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ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order. Accordingly, the status conference previously scheduled for October 11, 2022 is vacated and rescheduled for December 13, 2022 at 9:30 a.m. The time period between October 11, 2022 and December 13, 2022, inclusive, is hereby excluded pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv) (Local Code T4).

The undersigned notes that this prosecution was commenced almost 27 months ago and that the status conference has been continued by stipulation of the parties approximately nine times since then. The court's good cause finding for this final continuance of the status conference is in part based upon defense counsel's above representation that the "defense anticipates that, on the December 2022 date, the parties will know whether this case is resolving or being set for trial." No further continuances of the status conference in this action will be granted absent a compelling showing of good cause.

IT IS SO ORDERED.

Dated: **October 5, 2022**

Dale A. Droyd
UNITED STATES DISTRICT JUDGE